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08/18/2008

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91185069
Party	Defendant Javien Digital Payment Solutions, Inc.
Correspondence Address	JANET P. PEYTON MCGUIREWOODS 901 E CARY ST RICHMOND, VA 23219-4063 jpeyton@mcguirewoods.com
Submission	Stipulated/Consent Motion to Extend
Filer's Name	Robert M. Tyler
Filer's e-mail	rtyler@mcguirewoods.com
Signature	/Robert M. Tyler/
Date	08/18/2008
Attachments	Extension Motion.pdf ( 3 pages )(38123 bytes )

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

MASTERCARD INTERNATIONAL INC.		
Opposer	)	
V.	)	Opposition No.: 91185069
	)	Serial No.: 77/119,389
JAVIEN DIGITAL PAYMENT SOLUTIONS, INC.	)	
Applicant	)	

## **CONSENT MOTION FOR EXTENSION OF TIME**

Applicant, Javien Digital Payment Solutions, Inc., by counsel, moves the Board to extend all deadlines set in the Board's Institution Order of July 7, 2008 by 30 days, that is, until:

Time to Answer	9/15/2008
Deadline for Discovery Conference	10/15/2008
Discovery Opens	10/15/2008
Initial Disclosures Due	11/14/2008
Expert Disclosures Due	3/14/2009
Discovery Closes	4/13/2009
Plaintiff's Pretrial Disclosures	5/28/2009
Plaintiff's 30-day Trial Period Ends	7/12/2009
Defendant's Pretrial Disclosures	7/27/2009
Defendant's 30-day Trial Period Ends	9/10//2009
Plaintiff's Rebuttal Disclosures	9/25/2009
Plaintiff's 15-day Rebuttal Period Ends	10/25/2009

This request is not made for the purpose of delaying matters before the Board but is made to afford the parties time to discuss the possibility of resolving the issues in this proceeding without further need for this proceeding.

Counsel for Opposer, Robert M. Wasnofski, Jr., consented to this request in an August 14, 2008 email to undersigned counsel.

### JAVIEN DIGITAL PAYMENT SOLUTIONS, INC.

By Counsel

Robert M. Tyler

McGUIREWOOD'S LLP

One James Center 901 East Cary Street

Richmond, Virginia 23219 (804) 775-7695

(804) 698-2197 (facsimile)

Dated: August 18, 2008 Electronically Filed via ESTTA: August 18, 2008

### **CERTIFICATE OF SERVICE**

On August 18, 2008, this document was sent by email and first class mail to Robert M. Wasnofski, Jr., Dorsey & Whitney LLP, 250 Park Avenue, New York, NY 10177, counsel for Opposer. Robert M. Tyler